

MEETINGS TO DATE 27
NO. OF REGULARS 16
NO. OF SPECIALS 11

LANCASTER, NEW YORK
AUGUST 20, 1990

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 20th day of August 1990 at 8:00 P.M. and there were

PRESENT: RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN
STANLEY JAY KEYSA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
BRUCE SHEARER, TOWN ENGINEER
RICHARD SHERWOOD, TOWN ATTORNEY
JEFFREY H. SIMME, ASST. BUILDING INSPECTOR
THOMAS E. FOWLER, CHIEF OF POLICE

PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:

At 8:10 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed consolidation of Water District Nos. 1, 2, 3, 4, 5, 7, 8 and the Lancaster Master Water Improvement Area and all extensions thereto.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSONENTS

NONE

OPPOSONENTS

NONE

COMMENTS ONLY

NONE

ADDRESS

QUESTIONS ONLY

Harold Klier
Gloria Kubicki

ADDRESS

166 Stony Road
15 Maple Road

ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:30 P.M.

The Town Board later in the meeting adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

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PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:35 P.M., the Town Board held a Public Hearing to hear all interested persons upon the application for a Special Use Permit for a beauty salon within a single-family dwelling on premises locally known as 241 Schwartz Road.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk presented copies of letters which were mailed to the Petitioner and the Erie County Division of Planning notifying them of the time and place of this Public Hearing.

The Town Clerk presented a letter from the Town of Lancaster Planning Board to the Town Board recommending approval of the proposed rezone.

PROPOSERS**ADDRESS**

Rene Fisher, the Petitioner

241 Schwartz Road

OPPOSERS**ADDRESS**

NONE

COMMENTS ONLY**QUESTIONS ONLY**

NONE

NONE

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:45 P.M.

The Town Board later in the meeting adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

PUBLIC HEARING SCHEDULED FOR 9:00 P.M.:

At 9:00 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed Local Law No. 2 of the Year 1990 entitled "Refuse and Garbage - Hours of Collection", and further designated as Chapter 25 of the Code of the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS**ADDRESS**

James Cius

495 Harris Hill Road

OPPOSERS**ADDRESS**

NONE

COMMENTS ONLY**QUESTIONS ONLY**

NONE

NONE

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ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 9:15 P.M.

The Town Board later in the meeting adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

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THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town Board held on August 6, 1990 and the Joint Meeting of the Town Board and the Planning Board held on August 6, 1990, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

File: R.MIN (P2)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated August 14, 1990, has requested the confirmation of one new member duly elected to the membership of the Twin District Volunteer Fire Company, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the addition to the membership of the Twin District Volunteer Fire Company, Inc. of the following individual:

ADDITION

Michael J. Curran Jr.
5208 William Street
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

FILE: R.FIRE (P3)

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PREFILED RESOLUTION NO. 3 - MEETING OF 8/20/90

Kwak/_____ Approve Lancastershire Rezone Petition

At the request of Councilman Kwak, this resolution was withdrawn
for further study.

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THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK,
ADOPTED AUGUST 20 , 1990, CONSOLIDATING
WATER DISTRICTS NO. 1, 2, 3, 4, 5, 7, 8,
LANCASTER MASTER WATER DISTRICT AND ALL
EXTENSIONS THERETO IN THE TOWN OF LANCASTER
INTO A SINGLE CONSOLIDATED WATER DISTRICT,
STATING THE BASIS FOR THE FUTURE ASSESSMENT OF
ALL COSTS OF OPERATION, MAINTENANCE AND
IMPROVEMENTS THEREIN, AND PROVIDING THAT SUCH
RESOLUTION SHALL BE SUBJECT TO PERMISSIVE
REFERENDUM.

Recitals

WHEREAS, the Town Board of the Town of Lancaster (herein
called "Town Board" and "Town", respectively), in the County of
Erie, New York, proposes to consolidate Water Districts No. 1, 2,
3, 4, 5, 7, 8, Lancaster Master Water District and all Extensions
thereto (the "Existing Water Districts"), which water districts
are wholly located within the Town and were heretofore created by
resolutions and orders duly adopted by the Town Board on their
respective dates, into a single Consolidated Water District (the
"Consolidated Water District") which shall provide all the
services which the Existing Water Districts were providing or
authorized to provide; and

WHEREAS, an Order Calling Public Hearing was duly
adopted by said Town Board on August 6, 1990, specifying

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August 20, 1990, at 8:00 o'clock P.M. (Prevailing Time) as the time when and the Town Hall, in the Town, as the place where, the said Town Board would meet to consider said consolidation of the Existing Water Districts and to hear all persons interested in the subject thereof concerning the same; and

WHEREAS, certified copies of such Order were duly published pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, a public hearing in the matter was duly held by said Town Board on the 20th day of August, 1990, at 8:00 o'clock P.M. (Prevailing Time), at the Town Hall, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the consolidation of the Existing Water Districts;

NOW, THEREFORE, upon the evidence adduced at such public hearing, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. It is hereby determined that:

(a) the notice of public hearing was published as required by law, and is otherwise sufficient; and

(b) it is in the public interest to consolidate the Existing Water Districts and to assess all future costs of operation, maintenance and improvements upon the several lots and parcels of land within the Consolidated Water District, as hereinafter defined, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from

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each as shall be in just proportion to the amount of benefit conferred upon the same.

Section 2. The consolidation of Water Districts No. 1, 2, 3, 4, 5, 7, 8, Lancaster Master Water District and all Extensions thereto in the Town of Lancaster, is hereby approved. Said consolidation shall become effective on December 31, 1990, and the resulting entity shall be known as the Lancaster Consolidated Water District (herein referred to as the "Consolidated Water District"), in the County of Erie, New York.

Section 3. Upon consolidation, all the property of the Existing Water Districts shall become the property of the Consolidated Water District, and it is expressly understood that all of the existing indebtedness of each of the respective Existing Water Districts shall continue to be paid by each of such respective Existing Water Districts as if it had not been consolidated, and there shall continue to be assessed, levied and collected upon the several lots and parcels of land within each of the respective Existing Water Districts, in the same manner as assessments have heretofore been levied within each of such Existing Water Districts, an amount sufficient to pay the principal of and interest on any bonds or other obligations outstanding and unpaid as of the date of such consolidation in each of the respective Existing Water Districts.

Section 4. All future costs of operation, maintenance and improvement shall be assessed, levied and collected upon the several lots and parcels of land within the Consolidated Water District which the Town Board shall determine and specify to be

especially benefited thereby, so much upon and from each as shall be just proportion to the amount of benefit conferred upon the same.

Section 5. This resolution is subject to permissive referendum.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

August 20, 1990

32X1

TOWN OF LANCASTER, NEW YORK

PLEASE TAKE NOTICE that on August 20, 1990, the Town Board of the Town of Lancaster, in the County of Erie, New York, adopted a resolution entitled:

"Resolution of the Town of Lancaster, New York, adopted August 20, 1990, consolidating Water Districts No. 1, 2, 3, 4, 5, 7, 8, Lancaster Master Water District and all Extensions thereto in the Town of Lancaster into a single Consolidated Water District, stating the basis for the future assessment of all costs of operation, maintenance and improvements therein, and providing that such resolution shall be subject to permissive referendum,"

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: RECITING that the Town Board of the Town of Lancaster (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, proposes to consolidate Water Districts No. 1, 2, 3, 4, 5, 7, 8, Lancaster Master Water District and all Extensions thereto (the "Existing Water Districts"), which water districts are wholly located within the Town and were heretofore created by resolutions and orders duly adopted by the Town Board on their respective dates, into a single Consolidated Water District (the "Consolidated Water District") which shall provide all the services which the Existing Water Districts were providing or authorized to provide; that an Order was duly adopted by said Town Board on August 6, 1990, specifying the time and place of a public hearing, to hear all persons interested in the subject thereof concerning the same; and that certified copies of such Order were duly published; and that a public hearing was duly held on August 20, 1990, at the time and place specified.

SECOND: RESOLVING AND DETERMINING that (a) the notice of public hearing was published as required by law, and is otherwise sufficient; (b) it is in the public interest to consolidate the Existing Water Districts and to assess all future costs of operation, maintenance and improvements upon the several parcels of land within the Consolidated Water District, as hereinafter defined, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same.

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THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK,
ADOPTED AUGUST 20 , 1990, DIRECTING THE
PUBLICATION AND POSTING OF A NOTICE AND
ABSTRACT OF THE RESOLUTION CONSOLIDATING WATER
DISTRICTS NO. 1, 2, 3, 4, 5, 7, 8, LANCASTER
MASTER WATER DISTRICT AND ALL EXTENSIONS
THEREIN IN THE TOWN OF LANCASTER INTO A SINGLE
CONSOLIDATED WATER DISTRICT, AND STATING THE
BASIS FOR THE FUTURE ASSESSMENT OF ALL COSTS
OF OPERATION, MAINTENANCE AND IMPROVEMENTS
THEREIN.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN
THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk of the Town of Lancaster, in
the County of Erie, New York, shall within ten (10) days after
the adoption of the resolution referred to in the form of Notice
hereinafter set forth, which resolution was duly adopted by the
Town Board on August 6 , 1990, cause to be published at
least once in the "LANCASTER BEE", a newspaper having a general
circulation within said Town and hereby designated as the
official newspaper of the Town for such publication, and to be
posted on the bulletin board maintained in the Town Clerk's
office, a notice which shall set forth the date of adoption of
said foregoing resolution and contain an abstract thereof,
concisely stating its purpose and effect.

Section 2. Said Notice shall be in substantially the
following form:

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THIRD: APPROVING the consolidation of Water Districts No. 1, 2, 3, 4, 5, 7, 8, Lancaster Master Water District and all Extensions thereto in the Town of Lancaster; and DETERMINING and STATING that said consolidation shall become effective on December 31, 1990, and the resulting entity shall be known as the Lancaster Consolidated Water District (herein referred to as the "Consolidated Water District"), in the County of Erie, New York.

FOURTH: RESOLVING that upon consolidation, all the property of the Existing Water Districts shall become the property of the Consolidated Water District, and it is expressly understood that all of the existing indebtedness of each of the respective Existing Water Districts shall continue to be paid by each of such respective Existing Water Districts as if it had not been consolidated, and there shall continue to be assessed levied and collected upon the several lots and parcels of land within each of the respective Existing Water Districts, in the same manner as assessments have heretofore been levied within each of such Existing Water Districts, an amount sufficient to pay the principal of and interest on any bonds or other obligations outstanding and unpaid as of the date of such consolidation in each of the respective Existing Water Districts.

FIFTH: FURTHER RESOLVING that all future costs of operation, maintenance and improvement shall be assessed, levied and collected upon the several lots and parcels of land within the Consolidated Water District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be just proportion to the amount of benefit conferred upon the same.

SIXTH: FURTHER STATING that this resolution is subject to permissive referendum.

DATED: August 20, 1990

Robert P. Thill,
Town Clerk

Section 3. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

15 X

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

WHEREAS, Glenn F. Schilling, 6711 Transit Road, Williamsville, New York 14221 has applied for a Dumping Permit for property situate at 210 Siebert Road, within the Town of Lancaster, pursuant to Chapter 22-8 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Building Inspector and Town Engineer for review and recommendation, and

WHEREAS, the Building Inspector and Town Engineer have completed their review and made a formal, favorable recommendation to the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that Glenn F. Schilling, 6711 Transit Road, Williamsville, New York 14221 be and is hereby authorized to dump and dispose of materials outside permitted sanitary landfills within the Town of Lancaster, namely on premises owned by the applicant at 210 Siebert Road, said dumping to be in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk, and

BE IT FURTHER

RESOLVED, that this permit is conditioned in accordance with the recommendation of the Town Engineer as follows:

1. Perimeter drainage (pipe or swales) be installed as required to prevent storm water runoff from the site onto the neighboring properties.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

File: R.PERMIT.DUMP

32X

PREFILED RESOLUTION NO. 7 - MEETING OF 8/20/90

Giza/_____ Retain Engineer - Reconstruction/Construction of
Building 21

Councilman Giza requested that this resolution be withdrawn for
further study.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, James D. DiLapo, Jr., 166 Rumsey Road, Buffalo, New York 14209, has applied to the Town Board of the Town of Lancaster for a permit to construct a Public Improvement upon real property in the Town of Lancaster within Forestream Village Phase II, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit application that he has reviewed the improvement plans and permit application for the installation of the public improvement requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit application No. 223 of James D. DiLapo, Jr., 166 Rumsey Road, Buffalo, New York 14209, for the installation of:

P.I.P. No. 223 - Install of 12 light poles with associated
(Street Lighting) hardware per Town of Lancaster specifications
9.03, 9.04 and 9.05

be and are hereby approved and the installation of the improvement requested
be and are hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.
August 20, 1990

File: R.P.I.P.A (P1)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by
letter dated August 6, 1990 has requested the confirmation of two new members
to the membership of said fire association, and the deletion of two members
from the membership of said fire association,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
confirms the additions to, and deletions from, the membership of the
Bowmansville Volunteer Fire Association, Inc. of the following individuals:

PROBATIONARY LIMITED ACTIVE MEMBERS

Mara Tarczynski	Dennis Falt
31 Tanglewood Drive	112 Maple Drive
Lancaster, New York 14086	Bowmansville, New York 14026

DELETIONS

Denis Zgoda
Elbert B. Kwitakowski, Jr.
Michael Dutton

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

File: R.FIRE (Pl)

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

WHEREAS, Josela Enterprises, Inc., 5653 Broadway, Lancaster, New York, has requested the Town Board of the Town of Lancaster to accept work completed under Public Improvement Permits within Southpoint Subdivision, Phase I, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvements within Southpoint Subdivision, Phase I, be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 192 - Storm Sewers
P.I.P. No. 198 - Pavement and Curbs
P.I.P. No. 199 - Water Line

conditioned, however, upon the following:

1. Receipt and approval by the Town Attorney of deeds, easements title report, title insurance and bill of sale to improvements for the property conveyed to the Town of Lancaster.
2. Receipt and approval by the Town Clerk of two (2) year maintenance bonds for each of the improvements accepted herein in the amount of 25% of the value of the accepted improvement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

File: R.P.I.P. (P4)

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, Patricia Blackett, Director of the Lancaster-Depew Libraries, has indicated by letter dated August 9, 1990 that the Library Board desires to replace the ballasts and light fixtures at the Depew Library before the fall and winter seasons, and

WHEREAS, the cost of such replacement will not exceed the sum of \$4,068.00, and

WHEREAS, it is anticipated that the costs associated with this project will exceed the available funds in the Library's 1990 budget by \$1,000.00, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to authorize such replacement with installation to be completed by the Buildings Department;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby authorizes the replacement/installation of ballasts and light fixtures at the Depew Library in accordance with the communication of the Library Director, dated August 9, 1990, on file in the office of the Town Clerk, with the cost of said ballasts not to exceed the sum of \$4,068.00, which includes a \$900.00 rebate from NYSEG;

2. That the Buildings Department be and is hereby authorized to complete the replacement/installation of said fixtures, and

3. That the following amendment to the 1990 adopted Budget is hereby adopted:

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GENERAL FUND

<u>Acct No.</u>	<u>Account Name</u>	<u>Increase</u>
<u>General Ledger Accounts</u>		
A599	Appropriated Fund Balance	\$1,000.
A960	Budget Appropriations	\$1,000.
<u>Subsidiary Ledger Accounts - Appropriations</u>		
A7411.422	Depew Library - Contractual Expenses Buildings	\$1,000.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, Joseph C. Giallanza, of Josela Enterprises, Inc.,
5653 Broadway, Lancaster, New York 14086 has requested the Town Board of the
Town of Lancaster to accept work completed under Street Lighting Public
Improvement Permits within Pine Tree Farm Subdivision, Phase 1 and Phase II,
within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has
recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Street Lighting Public
Improvements within Pine Tree Farm Subdivision, Phase 1 and Phase II, be and
are hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 182 - Street Lights - Pine Tree Farm Subdivision, Phase I

P.I.P. No. 184 - Street Lights - Pine Tree Farm Subdivision, Phase II

conditioned, however, upon the following:

Receipt by the Town Clerk of a Bill of Sale from the
developer conveying title to these improvements to the
Town of Lancaster, and

BE IT FURTHER

RESOLVED, that a copy of this resolution be directed by the Town
Clerk to the New York State Electric & Gas Corporation with a request to
energize the street lights accepted herein.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

August 20, 1990

File: R.P.I.P.A (P3)

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric and Gas Corporation has submitted a proposal dated July 31, 1990, for installment of street lighting on Miller Street within Consolidated Lighting District No. 1 of the Town of Lancaster, and

WHEREAS, the said Lighting Committee, after investigation, review and consideration has recommended the said installation,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric and Gas Corporation be and is hereby authorized to make the following installation on Miller Street:

Miller Street

Install 1--3300 lumen hps lamp @ \$83.76 ea. --- \$83.76
(Pole/Standards) L-1626 P-12

TOTAL ANNUAL INCREASE - \$83.76

and,

BE IT FURTHER

RESOLVED, that this proposal is made contingent upon the terms and conditions covered in New York State Electric and Gas Corp.'s street lighting filed tariff agreements with the Town of Lancaster, District No. 1.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990
File: R.LGHTING (P1)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Board, by resolution dated February 5, 1990,
appointed Paul DeBergalis to the position of laborer in the service of the
Building Maintenance Department of the Town of Lancaster, and

WHEREAS, the Working Crew Chief of the Building Maintenance
Department, by letter dated August 1, 1990, has recommended that Paul
DeBergalis be placed on permanent status,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby grants
PAUL DE BERGALIS permanent status in the position of laborer with the Building
Maintenance Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

File: R.PERS.APPT (P6)

32X1

PREFILED RESOLUTION NO. 15 - MEETING OF 8/20/90

Giza/_____ Retain Engineer - Rehab. of Bldg. 25 and Recreation Garage
at Town Center

Councilman Giza withdrew this resolution for futher study.

32X1

PREFILED RESOLUTION NO. 16 - MEETING OF 8/20/90

Kwak/_____ Approve Thruway Industrial Park

Councilman Kwak withdrew this resolution for further study.

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has observed the completed bridge construction over Conrail tracks on Cemetery Road, and

WHEREAS, after review and consideration the Town Board has reached a consensus opinion that the parapet walls on the bridge over the tracks are not at a proper height to ensure the safety of the public and should be raised to a minimum of 42" in height, and

WHEREAS, the Town Board has also reviewed the height of the guide rail along the elevated road approaching the bridge and finds that as a matter of public safety it should also be raised in height to a minimum of 42" in height, and

WHEREAS, NYSEG access road on the eastside of overpass has no guide rail whatsoever in place, and

WHEREAS, an incident has occurred on July 16, 1990 involving a motor vehicle being operated in a northbound direction on Cemetery Road in which the vehicle, upon hitting the guide rail on the east side of the road went over the guide rail and down the embankment demonstrating the unsafe nature of the guide rail as installed, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to place the New York State Department of Transportation and the State of New York on notice of the defective and dangerous condition existing on the Cemetery Road overpass and to further memorialize public officials of this condition;

NOW, THEREFORE, BE IT
RESOLVED, as follows:

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1. That the Town Board of the Town of Lancaster hereby places the State of New York and the New York State DOT on notice of a defective and dangerous highway condition on Cemetery Road in the Town of Lancaster related to the height of guide rail approaching the bridge overpass and on the bridge itself; and that a defective condition also exists at the NYSEG access road on the east side of the overpass where no guiderail has been placed;

2. That the Town Board of the Town of Lancaster places the aforementioned parties on notice that one motor vehicle accident has occurred on this road at the bridge overpass as reconstructed by the New York State DOT, as evidenced by the accident report attached hereto and made a part hereof; and

3. The Town Board of the Town of Lancaster hereby memorializes public officials of the defective and dangerous condition existing on the beforementioned bridge site including: Governor Mario Cuomo; Secretary of State Gail S. Shaffer; Attorney General Robert Abrams; State Senator Dale E. Volker; Assemblyman Vincent J. Graber; DOT Commissioner Franklin E. White; and Regional Director Robert J. Russell.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, BHAGWANJI KUNVARJI and NALINA B. KUNVARJI, 1378 Niagara Falls Boulevard the contract vendee of a parcel of land on the south side of the Maple Drive South Access Road, and west of 130 Maple Drive, Bowmansville, in the Town of Lancaster, has petitioned the Town Board of the Town of Lancaster for the rezone of said property from an R-1 Residential District, to a GB - General Business District, and

WHEREAS, the petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and report,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State of New York, a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day of September, 1990, at 8:10 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, and that a Notice of such Hearing be referred to the Erie County Department of Planning, pursuant to §239(m) of the General Municipal Law, which notice be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

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LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 20 day of August, 1990, the said Town Board will hold a Public Hearing on the 4th day of September, 1990, at 8:10 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an R1-Residential District to a GB-General Business District:

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Lancaster, County of Erie and State of New York, being part of Lot Number twelve (12), Section twelve (12), Township eleven (11), Range six (6) of the Holland Land Company's survey, bounded and described as follows:

BEGINNING at the intersection of the easterly line of lands conveyed to Anthony Floss and others by deed recorded in the Erie County Clerk's Office on November 28, 1961 in Liber 6722 of Deeds at Page 118 and the southerly line of Maple Drive South Access Road; running thence easterly along the southerly line of said road, two hundred ten (210) feet to a point; running thence southerly at an angle of $97^{\circ}-55'-47''$, four hundred thirty-three and twenty-one hundredths (433.21) feet to a point; running thence westerly at an angle of $89^{\circ}-24'$, two hundred eight (208) feet to a point which is nine hundred twenty-six and eighty-two hundredths (926.82) feet easterly from the west line of farm lot 12 and which is also at a point in the easterly line of lands conveyed to Floss as aforesaid; running thence northerly along said easterly of Floss, four hundred sixty (460) feet to the point or place of beginning. These premises are 926.82 feet from the center line of Transit Road and south of the New York State Thruway.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

Dated: August 20, 1990

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THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., has
requested the confirmation of three new members duly elected to the membership
of the Town Line Volunteer Fire Department, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
confirms the additions to the membership of the Town Line Volunteer Fire
Department, Inc. of the following individuals:

ADDITIONS

Carmello Contrino
11040 Westwood Road
Alden, New York 14004

Thomas Kedzierski
687 Ransom Road
Lancaster, New York 14086

Frances Contrino
11270 Westwood Road
Alden, New York 14004

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

File: R.FIRE (P4)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, Jerry Bielli, 28 Felber Lane, Depew, New York has applied for a Dumping Permit for property situate on 174 Schwartz Road, within the Town of Lancaster, pursuant to Chapter 22-8 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Building Inspector and Town Engineer for review and recommendation, and

WHEREAS, the Building Inspector and Town Engineer have completed their review and made a formal, favorable recommendation to the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that Jerry Bielli, 28 Felber Lane, Depew, New York, be and is hereby authorized to dump and dispose of materials outside permitted sanitary landfills within the Town of Lancaster, namely on premises owned by the applicant on 174 Schwartz Road, said dumping to be in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk, and

BE IT FURTHER

RESOLVED, that this permit is conditioned in accordance with the recommendation of the Town Engineer as follows:

1. The existing Town Ditch No. D9-1 be maintained across the property. The owner has the option to pipe the ditch with an equivalent 30-inch smooth bore corrugated metal culvert pipe with end sections (at 0.30% slope), providing sufficient cover is available, or construct a ditch to provide the property capacity, which would be: 2 on 1 side slopes with a 3 foot flat bottom having a minimum grade of 0.30% to meet existing conditions.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

File: R.PERMIT.DUMP (P1)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster, provide for the adoption and enactment of local laws, and

WHEREAS, proposed Local Law No. 2 of the Year 1990, entitled: REFUSE & GARBAGE - HOURS OF COLLECTION, designated as Article II of Chapter 25 of the Code of the Town of Lancaster" was introduced to the Town Board of the Town of Lancaster on August 6, 1990 by Councilman Miller, and

WHEREAS, a Public Hearing was duly called and held pursuant to Law on August 20, 1990;

NOW, THEREFORE, BE IT

ENACTED, by the Town Board of the Town of Lancaster, Local Law No. 2 of the Year 1990, entitled REFUSE & GARBAGE - HOURS OF COLLECTION, and further designated as Article II of Chapter 25 of the Code of the Town of Lancaster, County of Erie and State of New York, as follows:

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LOCAL LAW NO. 2
1990
REFUSE & GARBAGE - HOURS OF COLLECTION

CHAPTER 25
GARBAGE, RUBBISH & REFUSE

.....

ARTICLE II

Refuse and Garbage - Hours of Collection

- \$25-5. Legislative authority; title.
- \$25-6. Definitions.
- \$25-7. Hours of Collection.
- \$25-8. When effective.

ARTICLE II

Refuse and Garbage - Hours of Collection

- \$25-5. Legislative authority; title.
"Refuse and garbage - Hours of Collection.
- \$25-6. Definitions.
Residential District - as defined in the Zoning Ordinance of the Town of Lancaster.
- \$25-7. Hours of Collection.
Collection of garbage, rubbish and refuse by private collectors under contract with property owners or businesses in the Town of Lancaster for premises which are sited (1) within a residential district, or (2) within 500 feet of any residential district shall occur only between the hours of 7:00 a.m. and 6:00 p.m.
- \$25-8. When effective.
This local law shall take effect after mailing, filing and publication as required by law.

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and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 2 of the Year 1990 on the Town Bulletin Board;

2. Within ten (10) days, publish a certified copy of the Local Law abstract thereof describing the same in general terms in the Lancaster Bee, declared the official newspaper for this publication, and

3. Maintain a file in the Town Clerk's Office on Local Law No. 2 of the Year 1990, with all proofs of publication and posting required for adoption, and

4. File certified copies of Local Law No. 2 of the Year 1990 within five (5) days of adoption with:

- a) Town Clerk's Office
- b) Three (3) copies with the Office of the Secretary of State.

This resolution shall take effect immediately and be the only post publication and filing required for adoption of Local Law No. 2 of the Year 1990.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted

August 20, 1990

32X1

LEGAL NOTICE
NOTICE OF ADOPTION
TOWN OF LANCASTER

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on August 20, 1990, Local Law No. 2 of the Year 1990, entitled: "REFUSE & GARBAGE - HOURS OF COLLECTION" and designated Article II of Chapter 25 of the Code of the Town of Lancaster, and briefly described as follows:

"A Local Law to regulate the hours of collection of garbage rubbish, and refuse by private collectors under contract with property owners or businesses for premises in or near residential districts in the Town of Lancaster."

August 20, 1990

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

THIS IS TO CERTIFY that, I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in said County of Erie, have compared the foregoing copy of A LEGAL NOTICE OF ADOPTION OF LOCAL LAW NO. 2 OF YEAR 1990 with the Original thereof filed in my office at Lancaster, New York, on the 20th day of August, 1990, and that the same is a true and correct copy of said Original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 20th day of August, 1990.

Robert P. Thill
Town Clerk and Registrar of Vital Statistics

FILE: LOC.LAW.APP.

25 X1

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THE FOLLOWING RESOLUTION WAS OFFERED
SUPERVISOR KEYSA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has previously adopted a resolution setting forth a longevity payment schedule to qualifying employees, and

WHEREAS, the prior resolution called for payment in the month following the anniversary date, and

WHEREAS, the Director of Administration and Finance of the Town of Lancaster has advised that payment can be made in the same month as the anniversary date,

NOW, THEREFORE, BE IT

RESOLVED,, that the Town Board of the Town of Lancaster hereby amends the prior resolution by correcting the date of payment to be the month that the anniversary falls within.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town of Lancaster has advertised for public bid to facilitate the correction of drainage problems in Countryside and Countryview Subdivisions in the Town of Lancaster, and

WHEREAS, public bids were received and opened by the Town Clerk on July 12, 1990 at 10:30 A.M., and

WHEREAS, the consulting engineer has reviewed the bids and has made a recommendation for award of same after conferring with the Town Attorney regarding the bids received, and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby awards the bid for the correction of drainage problems in the Countryside and Countryview Subdivision to M.PASSUCCI GENERAL CONSTRUCTION, INC., 4085 Walden Avenue, Lancaster, New York, being the lowest responsible bidder, for the sum of Thirty-five Thousand, Six Hundred Fifty Dollars (\$35,650.00), in accordance with specifications.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

FILE: R.AWRD.BD.DRNGE.

32X1

PREFILED RESOLUTION NO. 24 - MEETING OF 8/20/90

Kwak/_____ Approve West Warner Estates Subdivision

Councilman Kwak withdrew this resolution for further study.

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 15064 to Claim No. 15305 Inclusive.

Total amount hereby authorized to be paid:

\$548,007.97

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

File: R.CLAIMS

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

RESOLVED, that the following Building Permit Applications be and
are hereby approved and the issuance of these Building Permits be and are
hereby authorized:

CODES:

- (T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to
the provisions of Chapter 30-26 of the Code of the Town of Lancaster.
- (SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town
Lancaster.
- (CSW) = Conditional sidewalk waiver.

<u>NO.</u>	<u>CODE</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
484		Norbert Rzisutek	1211 Penora St	ER. POOL
485		Paul Streit	20 Brunck Rd	ER. GAZEBO
486		John Ranasiewicz	80 Heritage Dr	ER. POOL
487		Mary Suttell	5118 William St	ER. FENCE
488		Mike Baer	25 Gale Dr	ER. SHED
489		Nancy Orr	7 Ravenwood Dr	ER. FIREPLACE
490		Jim Palano	7 Idlebrook Ct	EXT. SIN. DWLG
491		Dan Geary	10 Grace Way	ER. SHED
492		Larry Komendat	514 Hall Rd	ER. PATIO COVER
493		Tim Schunk	15 Glendale Dr	ER. FENCE
494 (T)		Pat Eddy	63 Gale Dr	ER. SIN. DWLG
495		Lierty Square Inc.	4906 William St	DEM. STORE
496		Rita Griffiths	469 Aurora St	ER. POOL
497		James Crout	6355 Genesee St	EXT. SIN. DWLG
498		Mary G. Williamson	24 Greenbriar Dr	ER. FENCE
499		Majestic Pools	67 Steinfeldt Rd	ER. POOL
500		Fred Mersiheu	1049 Ransom Rd	EXT. SIN. DWLG
501		BF&G Construction	84 Country Pl	EXT. SIN. DWLG
502 (T)		Marrano/Marc Equity	42 Cardinal Ct	ER. SIN. DWLG
503 (T)		Marrano/Marc Equity	22 Blue Jay Ci	ER. SIN. DWLG
504		BF&G Construction	582 Hall Rd	EXT. SIN. DWLG
505		Jayne Matthews	3740 Bowen Rd	ER. POOL, FENCE
506		Ron Karwick	430 Lake Ave	EXT. SIN. DWLG
507		M/M William Hastrich	26 Greenbriar Dr	ER. DECK

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BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the condition that the Town of Lancaster, at any future date, has the right to order sidewalk installation at the expense of the property owner, and

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

File: R.BLDG (P1-2)

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32X1

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50 - Zoning - Section 17 (F), "Home Occupations" of the Code of the Town of Lancaster, upon the petition of RENEE J. FISHER, 241 Schwartz Road, Lancaster, New York, for a Special Use Permit for Beauty Salon within a single-family dwelling unit on premises situate at premises locally known at 241 Schwartz Road, in the Town of Lancaster, Erie County, New York, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 50 - Zoning - Section 17 (F), entitled "Home Occupations" of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit for a Beauty Salon within a single-family dwelling unit on premises situate at 241 Schwartz Road in the Town of Lancaster upon the terms and conditions as set forth in the Zoning Ordinance, and

BE IT FURTHER

RESOLVED, that the Special Use Permit shall be further conditioned as follows:

- (1) There shall be no sign advertising business on premises;
- (2) Beauty shop shall be located in basement of premises;
- (3) There shall be no more than one (1) employee; and
- (4) There shall be no more than one (1) work station.

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The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

32X1

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

WHEREAS, the Police Chief of the Town of Lancaster, by memorandum dated August 20, 1990, has requested permission to have Detective Leon Robak attend a Latent Fingerprint Examiner Development Course, from September 10th through September 21st, 1990 (excluding weekends) at the Department of Criminal Justice Headquarters in Albany, New York, and has also requested permission to attend the New York State Association of Chiefs of Police Conference in Albany, New York from August 26th through August 29th, 1990,

NOW, THEREFORE, BE IT

RESOLVED, that LEON ROBAK, a Detective with the Police Department of the Town of Lancaster, be and is hereby authorized to attend a Latent Fingerprint Examiner Development Course, from September 10th through September 21st, 1990 (excluding weekends) at the Department of Criminal Justice Headquarters in Albany, New York, with expense reimbursement authorized for all ordinary expenses in an amount not to exceed \$842.50, and

BE IT FURTHER

RESOLVED, that THOMAS E. FOWLER, Chief of Police of the Town of Lancaster, be and is hereby authorized to attend the New York State Association of Chiefs of Police Conference in Albany, New York from August 26th through August 29th, 1990, with expense reimbursement authorized for all ordinary expenses, and

BE IT FURTHER

RESOLVED, that said reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

File: R.SEM.MTGS (P1)

32X1

Councilman Czaplá requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

WHEREAS, the Chief of Police, by letter dated August 3, 1990, has requested authorization to purchase certain computer equipment and expend certain funds for programming of a computer system for the Police Department and Justice Courts, and

WHEREAS, the proposal set forth by the Chief of Police of the Town of Lancaster contains items mostly to be purchased under State Contract,

NOW, THEREFORE, BE IT

RESOLVED, that the Chief of Police of the Town of Lancaster be and is hereby authorized to purchase a new computer system and purchase program services as outlined in his letter of August 3, 1990 to the Town Board, and

BE IT FURTHER

RESOLVED, that the maximum cost of this project shall not exceed \$78,500.00, said sum being the total project cost as set forth in a bond resolution adopted by the Town Board of the Town of Lancaster on March 5, 1990.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

File: R.BLANK

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32X1

Councilman Czaplá requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Chief of Police of the Town of Lancaster has notified the Town Board of the Town of Lancaster of departmental manpower needs due to prospective retirement of at least one officer and growth in the Town, and

WHEREAS, the Town Board of the Town of Lancaster has reviewed the request submitted by the Chief of Police and deems it in the public interest to take prompt action to address the manpower needs outlined by the Chief of Police;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Chief of Police to canvass the Erie County Civil Service Promotional List for Police Lieutenant Candidate and to further canvass the Erie County Civil Service List for Patrolman candidates and to report back to the Board by the meeting of September 4, 1990, with recommendations and nominations to fill positions.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

August 20, 1990

FILE: R.POL.PERS.

15 X

32X1

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, DONATO DEVELOPERS, INC., 1025 N. French Road, Cheektowaga, New York, 14227 has heretofore applied for approval of Deer Cross Subdivision, and

WHEREAS, the Planning Board and Town Engineers have given their approval to the filing of this subdivision,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby approves the subdivision known as DEER CROSS SUBDIVISION, as filed by Donato Developers, Inc.;

2. That the Town Clerk of the Town of Lancaster be and is hereby directed to properly endorse the approval of the Town Board of the Town of Lancaster on the linen copy thereof.

3. That the Town Attorney be and is hereby directed to attend to the filing of said subdivision map in the Erie County Clerk's Office.

and

BE IT FURTHER

RESOLVED, the approval of the before mentioned subdivision is conditioned upon the following:

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1. The developer shall construct handicapped access ramps between sidewalk and pavement on sublots 3, 4, 47 and 54;
2. The Town will waive the sidewalk requirement for the area between sublots 3 and 4;
3. Developer to landscape right of way between sublots 3 and 4 on the east side of Via Donato East to include the area known as the paper street, Foits Avenue, plus the area at the rear of the Herring and Mostiller properties, with the landscaping to include the placement of Austrian Pine trees a minimum of 6 feet tall placed 12 feet on center through the before referenced area, and such landscaping to be completed simultaneously with the installation of the pavement on Via Donato East.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 20, 1990

STATUS REPORT ON UNFINISHED BUSINESS:

1. Detention Basin - Milton Drive
On June 6, 1988, The Town Engineer was directed to expedite this project.
2. Dumping Permit - Jerry Bielli
On July 9, 1990, this matter was referred to the Town Engineer and Building Inspector for review and recommendation. On August 20, 1990, the Town Board approved this permit. The Town Clerk was directed to remove this item from future Town Board agendas.
3. Dumping Permit - Walter Mikowski
On March 14, 1990, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
4. Dumping Permit - New Creation Fellowship
This matter is presently before the Town Board Drainage Committee for study.
5. Dumping Permit - Glenn Schilling
On April 16, 1990, this matter was referred to the Town Engineer and Building Inspector for review and recommendation. On August 20, 1990, the Town Board approved this permit. The Town Clerk was directed to remove this item from future Town Board agendas.

6. Public Improvement Permit Authorization - Deer Cross Subdivision (Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	No	No	No
Pavement and Curbs	No	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	Yes	No	No
Floodway	No	No	No

7. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase I (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	No
Sidewalks	Yes	n/a	n/a
Curbs	Yes	Yes	Yes
Floodway Grading	Yes	No	No

8. Public Improvement Permit Authorization - Hillview Estates Subdivision, Phase I (Hillview Development)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	No	No	No
Pavement and Curbs	No	No	No
Storm Sewers	No	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	No	No	No

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)9. Public Improvement Permit Authorization - Forestview Village Subdivision, Phase II (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	No
Sidewalks	No	n/a	n/a
Floodway (S. Branch)	Yes	No	No
East Culvert (S. Branch)	Yes	Yes	Yes

10. Public Improvement Permit Authorization - Indian Pine Village Subdivision (Fischione Const., Inc.)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No
Floodway	Yes	No	No

11. Public Improvement Permit Authorization - Lake Forest Subdivision (Dana Warman)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement and Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	Yes	No	No

12. Public Improvement Permit Authorization - Meadowland Subdivision (Bosse)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement and Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	Yes	No	No

13. Public Improvement Permit Authorization - The Meadows Subdivision (Giallanza)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

14. Public Improvement Permit Authorization - Pine Tree Farm, Phase I (Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline (Transmission)	Yes	Yes	Yes
Waterline (Hydrants)	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	Yes	No
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

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STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)15. Public Improvement Permit Authorization - Pine Tree Farm, Phase II
(Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	Yes	No
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

16. Public Improvement Permit Authorization - Stony Brook, Phase I
(Stephens)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement & Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Area 1	Yes	No	No
Detention Area 2	Yes	No	No

17. Public Improvement Permit Authorization - Plumb Estates (Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	Yes	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

18. Public Improvement Permit Authorization - Southpoint Subdivision, Phase I
(Josela)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	No
Pavement and Curbs	Yes	Yes	No
Storm Sewers	Yes	Yes	No
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
E. Detention Pond	Yes	No	No
W. Detention Pond	Yes	No	No

19. Public Improvement Permit Authorization - Southpoint Subdivision, Phase II (Josela)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement and Curbs	No	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	No	No	No
Floodway	No	No	No

20. Public Improvement Permit Authorization - Southpoint Subdivision, Water Interconnection Line with Foreststream (Josela)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No

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STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)21. Public Improvement Permit Authorization - Warnerview Estates, Phase I
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	N

22. Public Improvement Permit Authorization - Warnerview Estates, Phase II
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

23. Public Improvement Permit Authorization - Willow Ridge Subdivision
(Cimato Bros.)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement and Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
Detention Pond	Yes	No	N

24. Public Improvement Permit Authorization - Windsor Ridge Subdivision, Phase I (M. J. Peterson)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement and Curbs	No	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
Detention Pond	Yes	No	N

25. Rezone Petition - Adrian J. Andrusz

On May 21, 1990, the Town Board held a SEQR hearing on this matter and tabled its decision pending receipt of additional data from the petitioner. On June 4, 1990, the Town Board held a public hearing on this matter and reserved decision. Next step SEQR Review. On August 14, 1990, the Town Clerk referred a revised rezone petition to the Planning Board for review and recommendation.

26. Rezone Petition - Belmont Shelter Corp. (5818 Broadway)

On August 17, 1990, this matter was referred to the Planning Board for review and recommendation.

27. Rezone Petition - Bhagwanji/Nalini Kunvarji (West of 130 Maple Road)

On June 25, 1990, this matter was referred to the Planning Board for review and recommendation. On August 1, 1990, the Planning Board failed to reach a consensus on this matter and returned it to the Town Board without recommendation. On August 20, 1990 the Town Board set a Public Hearing on this matter for September 4, 1990.

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STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)

28. Rezone Petition - Lancastershire, Inc. (Broadway near Lancaster Country Club)
On June 4, 1990, the Town Board held a public hearing on this matter and reserved decision. Next step SEQOR Review. On July 9, 1990, the Town Board adopted a SEQOR Negative Declaration on this matter. On August 15, 1990, the Town Clerk referred an amendment to the rezone petition to the Planning Board for review and recommendation.

29. Rezone Petition - Marinaccio Concrete and Trucking (Ransom Road)
On July 16, 1990, the Town Board set a Public Hearing on this for August 6, 1990. On August 6, 1990, the Town Board held a public hearing on this matter and reserved decision.

30. Rezone Petition - McGuire Group (Wehrle Drive)
On May 7, 1990, the Town Board held a public hearing on this matter and reserved decision. On May 21, 1990, the Town Board held a SEQOR hearing on this matter and tabled its decision pending receipt of additional data from the petitioner.

31. Special Use Permit - Renee J. Fisher
On June 13, 1990, this matter was referred to the Planning Board for review and recommendation. On August 6, 1990, the Town Board set a public hearing on this matter for August 20, 1990. On August 20, 1990, the Town Board held a public hearing on this matter and authorized issuance of a Special Use Permit. The Town Clerk was directed to remove this item from future Town Board agendas.

32. State Contract Grant - 40 Clark Street Museum.
Application for grant has been filed.

33. Subdivision Approval - Bowen Road Square (Off Bowen Road)
This matter awaits formal filing with the Town Clerk. No engineering review fee has been received.

34. Subdivision Approval - The Crossings (Off Erie St.)
On June 5, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$590.00. Review of this subdivision is on hold pending determination of a conceptual north/south beltway right-of-way from Broadway to the New York State Thruway.

35. Subdivision Approval - East Brook Estates (Off Bowen Road)
This matter awaits formal filing with the Town Clerk. No engineering review fee has been received.

36. Subdivision Approval - Hidden Hollow (Off Green Meadow Drive)
This matter awaits formal filing with the Town Clerk. No engineering review fee has been received. On March 21, 1990, the Planning Board voted preliminary approval. On May 7, 1990, the Town Board adopted a SEQOR negative declaration on this matter.

37. Subdivision Approval - Hillview Estates (Off Pleasant View Drive)
This matter awaits formal filing with the Town Clerk. No engineering review fee has been received. On March 21, 1990, the Planning Board voted preliminary approval. On May 7, 1990, the Town Board adopted a SEQOR negative declaration on this matter.

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)

38. Subdivision Approval - Lake Forest South (Off Lake Avenue)
On January 27, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$250.00. On December 18, 1989, a SEQOR Negative Declaration was adopted. On February 5, 1990, the Town Engineer recommended conditional approval of this project. On December 16, 1989, the Planning Board recommended approval of this project.
39. Subdivision Approval - Parkridge (Off William Street)
This matter awaits formal filing with the Town Clerk. No engineering review fee has been received.
40. Subdivision Approval - Thruway Industrial Park (Off Gunville Rd.)
On October 4, 1989, the Planning Board approved the site plan for this subdivision. On October 13, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$415.00. On August 6, 1990, the Town Board adopted a SEQOR negative declaration on this matter.
41. Subdivision Approval - West Warner Estates (Ogiony - Off Warner Road)
On April 26, 1990, the developer tendered to the Town Clerk a subdivision filing fee of \$400.00. On March 21, 1990, the Planning Board voted preliminary approval. On August 6, 1990, the Town Board adopted a SEQOR negative declaration on this matter.
42. Subdivision Approval - Woodgate (Josela - Off Aurora St.)
On August 1, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$1350.00. On November 20, 1989 a SEQOR negative declaration was adopted.
43. Traffic Survey - Traffic Signal - Walden Avenue at Town Line Road
On July 2, 1990, Chief Fowler was requested to look into this matter. On August 20, 1990 Chief Fowler reported that the NYS DOT plans to install a flashing caution light at this intersection. The Town Clerk was directed to remove this item from future Town Board agendas.

PERSONS ADDRESSING THE TOWN BOARD:

Gloria Kubicki, 15 Maple Drive asked the Town Board about the resolution adopted tonight authorizing the reconstruction of Building No. 21 at the Lancaster Town Center.

Harold Klier, 166 Stony Road spoke to the Town Board about the reconstruction of the Pavement Road bridge over Ellicott Creek.

Albert Leising, 124 Maple Drive complained of dumping in the flood plain and state designated wetlands on property across the railroad tracks north of Bella Vista's property on Transit Road.

COMMUNICATIONSDISPOSITION

854. Hillview Estates Development to Town Board - Application for P.I.P. for Hillview Estates Subdivision Phase I.	<u>T/A</u>
855. Giallanza Corp. to Town Board - Concerns regarding issuance of building permits.	<u>PLANNING COMMITTEE</u>
856. Building Inspector to Town Board - Re: Dumping Permit for Schwartz Rd. Property.	<u>R & F</u>
857. Building Inspector to Town Board - Re: Dumping Permit for Siebert Rd. Property.	<u>R & F</u>
858. Planning Board Chairman to Town Board - Re: Bowen Road Square Subdivision.	<u>PLANNING & PUBLIC SAFETY COMMITTEE</u>
859. Planning Board to Town Board - Minutes of Meeting #14 - 8/1/90.	<u>R & F</u>
860. Planning Board Chairman to Town Board - Re: Transit-French Project.	<u>R & F</u>
861. Town Line Volunteer Fire Co. to Town Board - New applicants to Fire Department.	<u>R & F</u>
862. Bowmansville Vol. Fire Co. to Town Board - New Members to Fire Department.	<u>R & F</u>
863. Fred Donato to Town Board - Application for P.I.P. for Deer Cross Sub.	<u>T/C FOR RESOLUTION WHEN MAY IS FILED</u>
864. Westwood Road Resident to Town Board - Request for refund on Building Permit for trees.	<u>TREE COMMITTEE</u>
865. NYSEG to Town Board - Installation of street lighting on Miller Ave.	<u>R & F</u>
866. Supervisor to Town of Amherst Supervisor - Transmittal of summary of Town rules re: nepotism.	<u>R & F</u>
867. ECDEP to New York Telephone - Directive re: ECSD #4 easement infringement.	<u>R & F</u>
868. Town Engineers to Supervisor - Observations and comments re: Schilling Dumping Permit Application.	<u>R & F</u>
869. Town Engineers to Supervisor - Observations and comments re: Bielli Dumping Permit Application.	<u>R & F</u>
870. NYSDOT to Bella Vista Mgt. - Comments re: review of traffic study - Tops Supermarket and Plaza - Transit Rd.	<u>R & F</u>
871. County Health Dept. to Donato Developers - Transmittal of "Certificate of Approval of Realty Subdivision Plans" re: Deer Cross Subdivision.	<u>R & F</u>
872. Supervisor to Town Board - Finance investments for the months of April, May and June 1990.	<u>R & F</u>
873. NYSDOT to Tops Market Inc. - Comments re: review of traffic study - Tops Supermarket and Plaza - Transit Rd.	<u>R & F</u>

COMMUNICATIONS CONT'D.DISPOSITION

874. County Health Dept. to Hillview Estates Develop.- Transmittal of "Certificate of Approval of Realty Subdivision Plans" re: Hillview Estates Subdivision.	R & F
875. County Water Authority to Town - Notice of replacement of hydrant located at William and Aurora on 8/6/90.	R & F
876. Town of Amherst Supervisor to Supervisor - Expression of appreciation for transmittal of rules re: nepotism.	R & F
877. County Dept. of Public Works to Supervisor - Notice that no warning sign will be installed at Bell Tower Condominium Dr.	R & F COPY TO BELL TOWER RESIDENT
878. NYSDECH to Concerned Citizens - Notice of establishment of Pfohl Brothers Citizens Forum and list of meetings re: same.	R & F
879. ECIDA to Supervisor - Transmittal of proposed new PILOT policy.	R & F
880. Supervisor to Highway Supt. - Request review of situation re: right-of-way between 18 and 20 green Meadow Dr.	R & F
881. Police Chief to Chair., Public Safety Comm. - Requests due to proposed retirement of Lt. Robert Mediak.	R & F
882. Police Chief to Chair., Public Safety Comm. and Supervisor - Recommendations and requests re: computer system.	R & F
883. New York Safety Group Assn. to Supervisor - Recommendations re: Town Hall, Highway Dept. and Police/Court Building.	R & F
884. LOVELL Safety Mgt. to Supervisor - Notice of Annual Group Meeting of the Assoc. of Governments Safety Group #496 to be held 8/23/90 at the Hyatt Regency.	R & F
885. County Dept. of Health to Town Board - Transmittal of "Approval of Completed Works" re: Southpoint Subdivision.	R & F
886. N.Y.S. Retirement System to Supervisor - Comments re: the August PACS.	R & F
887. NESWMB to Members - Notice of meeting to be held 8/16/90 at Depew and minutes from meeting held 7/11/90.	R & F
888. Supervisor to NYSDOT - Transmittal of letter re: hole in sidewalk on east side of Transit Rd.	R & F
889. Roemer and Featherstonhaugh to Board of Directors, NYSSCLA - 1990 Legislative Summary.	R & F
890. Supervisor to Town Board - Report on re-assessment technical problems.	R & F
891. Working Crew Foreman to Town Board - Request for small dump truck with plow.	R & F
892. Assembly Speaker Miller to Supervisor - Comments re: 1990 census.	R & F

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COMMUNICATIONS CONT'D.

DISPOSITION Page 774

893. N.Y.S. Div. of Equalization and Assessment to County Dep. Comm. of Finance - Observations in response to meeting held 8/9/90.	R & F
894. NYSDEC to Supervisor - Comments re: amendment to SEQR which was enacted into law on 5/24/90 to be effective 7/23/90.	R & F
895. NYSDEC Div. of Regulatory Affairs to Town Board - Designation of Town as lead agency re: Lancastershire Rezone Petition.	R & F
896. Adelpia Cable to Supervisor - Comments and transmittal of amended application by International Cablevision, Inc.	R & F
897. Rebecca Blake to Town Board - Complaint against Assessor.	R & F
898. ECDEP to Supervisor - Update on interim standards for subdivision reviews in County sewer districts.	R & F
899. McIntosh & McIntosh to Forestream, Inc. - Comments re: technical review by the FEMA consultant.	R & F
900. Supervisor to Police Chief - Notice of Town's determination not to continue process of consolidation study of town/village police departments.	R & F
901. Erie County Water Authority to Supervisor - Notice of rate increase effective 9/1/90.	R & F
902. Pratt & Huth Associates to Supervisor - Transmittal of floodway determination re: County Club Commons (Lancastershire, Inc.)	TOWN ATTORNEY
903. Town Engineers to Town Board - Recommend acceptance of certain public improvements within Southpoint Subdivision, Phase I.	R & F
904. NYSDOT to Town Clerk - Negative reply to request for traffic controls at Transit Rd./Pleasantview Dr.	R & F MUSCARELLA-PHEASANT RUN RESIDENT
905. County Div. of Planning to Town Clerk - Recommend that SEQR determination should be made prior to action on proposed Marinnacio rezone petition.	SEQR FILE TOWN ATTORNEY
906. Belmont Shelter Corp. to Town Clerk - Transmittal of rezone petition.	PLANNING BOARD
907. Russell/Mary Jane Gangloff to Town Board - Request assurances re: sidewalks on Pleasant View Drive.	SIDEWALK COMMITTEE
908. Highway Supt. to Town Board - Comments and data re: tractor loader backhoe.	HIGHWAY COMMITTEE
909. Town Clerk to Planning Board - Transmittal of amended rezone petition of Lancastershire, Inc.	TOWN ATTORNEY
910. Town Clerk to Planning Board - Transmittal of amended rezone petition of Adrian Andrusz.	R & F

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COMMUNICATIONS CONT'D.DISPOSITION

911. Captain Suchyna and Captain Natalzia to Supervisor and Town Board - Request compensation for overtime work.	R & F
912. Twin District V.F.C. to Town Clerk - Recommendation of new member to roster.	R & F
913. LVAC President to Supervisor - Transmittal of specifications for ambulance.	TOWN ATTORNEY FOR BOND RESOLUTION
914. Captain Suchyna and Captain Natalzia to Supervisor and Town Board - Request compensation for overtime work. (duplicate of communication No. 882.)	BUDGET COMMITTEE
915. Lancaster Public Library Director to Supervisor - Proposal re: lighting for reading room at Depew Branch Library.	R & F
916. Lovell <u>SAFETY NEWS</u> - Information re: penalty for failure to a violation.	R & F
917. Town Clerk to Planning Board Chair. - Transmittal of Belmont Shelter Corp. rezone petition.	R & F
918. James DiLapo, Jr. to Town Board - Transmittal of P.I.P. 223 for street lighting within Forestream Village, Phase II.	R & F
919. Town Engineers to Town Board - Comments re: Country Club Commons (formerly Lancastershire) floodway determination study.	R & F
920. Krehbiel Associates to Town Board - Recommend acceptance of storm, water improvement, paving & curbs, east detention pond in Southpoint Subdivision.	R & F
921. NYSDOT to Town Clerk - Re: Transit Rd. & Walden Ave. Signal & Transit Rd. and Pleasant View Signal.	R & F
922. Colden Supervisor to Supervisor - Festivities regarding Town of Colden 180th Birthday.	R & F
923. Police Chief to Supervisor - Re: Parking - Forton Drive.	TOWN ATTORNEY FOR RESOLUTION
924. Police Chief to Supervisor - Re: Traffic Control - Meadowlands Subdivision and Existing Streets.	TOWN ATTORNEY FOR RESOLUTION
925. Amherst Town Clerk to Supervisor - Resolution regarding light rail transit line.	R & F
926. Assoc. of Erie County Government to Supervisor - Notice of meeting 8/23/90.	R & F

Supervisor Keysa requested a suspension of the necessary rule for immediate consideration of the following communications -
SUSPENSION GRANTED.

927. Krehbiel Associates to Supervisor - Floodway Determination Study for Country Club Commons (Formerly "Lancastershire").	TOWN ATTORNEY
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COMMUNICATIONS CONT'D.DISPOSITION

928. Town Clerk to Planning Board Chairman - Transmittal of SEQR Review to Belmont Shelter.	<u>PLANNING BOARD</u>
929. Police Chief to R. Czapla, Councilman - Request authorization to attend Chief of Police Conference in Albany on 8/26-8/29/90.	<u>TOWN CLERK FOR</u> <u>SUSPENDED RESOLUTION</u>
930. Erie County, Dept. of Health to Supervisor - Approval of completed works for Meadowland Subdivision.	<u>R & F</u>
931. Krehbiel Associates to Supervisor - Floodway Determination Study for Country Club Commons (Formerly "Lancastershire"). Duplicate Communication of #927.	<u>TOWN ATTORNEY</u>
932. Working Crew Chief to Supervisor - Request to roll-over vacation time from 1990 to 1991.	<u>TOWN CLERK FOR</u> <u>RESOLUTION 9/4/90</u>

ADJOURNMENT

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 11:45 P.M. out of respect to:

EDWARD C. BERENT
REV. LAVERN KIEBER
ROSEMARY BABCOCK
DR. EUGENE GERMAIN
LEONARD W. KUHN

Signed Robert P. Thill
Robert P. Thill, Town Clerk

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